



DT11 Rec PCT/PTO JUN 24 2002

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Kenneth D. Tew, Bojana Vulevic and Zhijian Chen

Application No.: 10/088,467

Filed: March 19, 2002

For: NUCLEIC ACID ENCODING HUMAN ABCA TRANSPORTER 2 (ABCA2) AND METHODS OF USE THEREOF

### Certificate of Mailing Under 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited on June 14, 2002 with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER OF PATENTS AND TRADEMARKS, Washington, DC 20231.

June 14, 2002  
Date of Certificate

Jane C. Bogan  
Jane C. Bogan

Hon. Commissioner of Patents and Trademarks  
Washington, DC 20231  
Dear Sir:

In response to the Notice to File Missing Parts of Application dated May 20, 2002 a copy of which is enclosed herewith, we are completing the above-identified U.S. Patent Application of Kenneth D. Tew, et al, U.S. Patent Application No. 10/088,467.

The Notice to File Missing Parts required submission of:

Oath or declaration and Declaration Surcharge

We are hereby submitting:

2 Sheets of Declaration, Power of Attorney and Power to Inspect;  
Check in the amount of \$ 65.00  
Copy of Notice to File Missing Parts

The Fee has been calculated as follows:

Declaration Surcharge \$65.00

In the event the check is improper, or the fee calculation is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to the account of the undersigned attorneys, Account No. 04-1406.

[ X ] A duplicate copy of this sheet is enclosed.

06/28/2002 GFREY1 00000121 10088467

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65.00 OP

10/088,467

[ X ] Please address all communications to the following Correspondence Address:

Customer No. 000110

Kathleen D. Rigaut, Ph.D., J.D.

**DANN, DORFMAN, HERRELL AND SKILLMAN**

1601 Market Street, Suite 720

Philadelphia, Pennsylvania 19103-2307

Telephone (215) 563-4100

Facsimile (215) 563-4044

Direct all inquiries to the undersigned agent

Respectfully submitted,

DANN, DORFMAN, HERRELL AND SKILLMAN

A Professional Corporation

By: Kathleen D. Rigaut  
Kathleen D. Rigaut, Ph.D., J.D.  
PTO Registration No. 43,047



OIF  
JUN 24 2002  
UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PC-1  
United States Patent and Trademark Office  
Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,467	Kenneth D. Tew	FCCC.99-08US

INTERNATIONAL APPLICATION NO.

PCT/US00/40789

I.A. FILING DATE	PRIORITY DATE
08/31/2000	09/20/1999

Kathleen D Rigaut Ph D  
Dann Dorfman Herrell and Skillman  
1601 Market Street  
Suite 720  
Philadelphia, PA 19103

CONFIRMATION NO. 8802  
371 FORMALITIES LETTER



\*OC00000008140365\*

Date Mailed: 05/20/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of the International Application
- Copy of the International Search Report
- Request for Immediate Examination
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

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Telephone: (703) 305-3686

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,467	PCT/US00/40789	FCCC.99-08US

FORM PCT/DO/EO/905 (371 Formalities Notice)